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Attorney's Docket No: L0461/7112

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Yuichi Obata  
Serial No: Not assigned  
Filed: Herewith (April 17, 2001)  
For: ISOLATED NUCLEIC ACID MOLECULES ASSOCIATED WITH GASTRIC  
CANCER AND METHODS FOR DIAGNOSING AND TREATING  
GASTRIC CANCER

JC929 U.S. PTO  
09/835992  
04/17/01

Box PATENT APPLICATION  
Commissioner for Patents  
Washington, D.C. 20231

**STATEMENT FILED PURSUANT TO THE DUTY OF  
DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98**

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

**PART I: Compliance with 37 C.F.R. §1.97**

A. ☒ This Information Disclosure Statement has been filed within three months of the filing date of a National Application.

No fee or certification is required.

**PART II: Information Cited**

A. ☒ The Applicant hereby makes of record in the above-identified application the information listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the importance of the references.

B. ☒ The Applicant hereby makes the following additional information of record in the above-identified application.

2. ☒ The applicant would like to bring to the Examiner's attention the following co-pending applications that may contain subject matter related to this application:

| <u>Serial No.</u> | <u>Filing Date</u> | <u>Title of Application</u>  |
|-------------------|--------------------|--|
| 08/896,164        | July 17, 1997      | ISOLATED NUCLEIC ACID MOLECULES<br>ASSOCIATED WITH GASTRIC CANCER AND<br>METHODS FOR DIAGNOSING AND<br>TREATING GASTRIC CANCER |

PART III: Explanation of Non-English Language References and Remarks Concerning Other Information Cited

The following is a concise explanation of the relevance of each non-English language reference listed on the attached form PTO-1449 (modified):

The following are remarks concerning the other information cited:

PART IV: Remarks

Documents cited on the attached form PTO-1449 (modified) are enclosed unless otherwise indicated on the attached form PTO-1449 (modified). It is respectfully requested that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
2. The enclosed form PTO-1449 be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Respectfully submitted,

By:   
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Docket No. L0461/7112  
Dated: April 17, 2001  
**xNDD**